FEB 23 2004
PATENT & TRADEMARK

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application No. 09/804,655	**For:**	**METHOD AND APPARATUS FOR DATA RATE CONTROL IN A COMMUNICATION SYSTEM**
Paul Bender		
Examiner: Keith M. George		
Filed: March 12, 2001	**Group No.**	**2663**

SUPPLEMENTAL RESPONSE TO FINAL OFFICE ACTION

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Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the Office Action dated December 16, 2003 and further to Applicant's telephonic discussion with Examiner on February 18, 2004, this Amendment is filed concurrently with an RCE. Please amend the above-identified application as indicated below.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

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